

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.67157-M of 2006

DATE OF DECISION:14.12.2006

Vinod Kumar @ Gohla Petitioner

Versus

State of Punjab Respondent

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri Ajay Sharda, Advocate
for the petitioner.

Shri N.S. Gill, AAG, Punjab.

Petitioner Vijay Kumar @ Gohla apprehending his arrest in a non-bailable offence in case FIR No. 182 dated 13.9.2006 under Sections 13-A/3/67 of the Gambling Act and Section 420 IPC, registered at Police Station City Kotkapura, District Faridkot, has filed this petition under Section 438 Cr.P.C. for anticipatory bail.

I have heard counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that the petitioner is running the lottery business legally with permission of the Government. He further contends that without any complaint from the general public or Director, Lotteries, on the secret information, the aforesaid FIR has been registered, the contents of which even do not disclose the offence under the Gambling Act or under Section 420 IPC.

Counsel for the petitioner further contends that in view of the order dated 31.10.2006, the petitioner has joined the investigation. Counsel for the respondent-State on instructions from Ram Singh ASI does not

dispute this fact and further states that the petitioner is no more required for custodial interrogation.

In view of the above, the interim bail, granted vide order dated 31.10.2006 is made absolute subject to the same terms and conditions.

Disposed of accordingly.

December 14, 2006
pooja

(SATISH KUMAR MITTAL)
JUDGE